

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT CHATTANOOGA

SHEILA SISK,)	
)	
Plaintiff,)	
)	No. 1:09-CV-220
v.)	
)	Chief Judge Curtis L. Collier
MICHAEL J. ASTRUE,)	
Commissioner of Social Security,)	
)	
Defendant.)	

ORDER

Before the Court is Plaintiff Sheila Sisk's ("Plaintiff") motion for costs and attorney's fees under the Equal Access to Justice Act ("EAJA"), 28 U.S.C. § 2412(d) (Court File No. 23). In accordance with Rule 72(b) of the Federal Rules of Civil Procedure, the magistrate judge filed a report and recommendation ("R&R") recommending Plaintiff's motion for attorney's fees and costs under the EAJA be granted to the extent that Plaintiff be awarded fees in the amount of \$5474 (Court File No. 30). Neither party filed a timely objection to the R&R.

After reviewing the record, this Court agrees with the R&R. The Court hereby **ACCEPTS** and **ADOPTS** the magistrate judge's findings of fact, conclusions of law, and recommendations pursuant to 28 U.S.C. § 636(b)(1) and Rule 72(b) (Court File No. 30).

Accordingly, the Court **ORDERS**:

- (1) Plaintiff's motion for attorney's fees and costs is **GRANTED IN PART** (Court File No. 23).
- (2) Plaintiff shall be awarded fees in the amount of \$168.00 per hour for 30.5 hours, for a total of **\$5,124.00**.

(3) Plaintiff shall be **REIMBURSED** for the Court's **\$350.00** filing fee.

SO ORDERED.

ENTER:

/s/
CURTIS L. COLLIER
CHIEF UNITED STATES DISTRICT JUDGE